



1649

Docket No.: 19603/1552 (CRF D-2052B)

Sector
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Pang et al.

Serial No. : 09/025,635

Filed : February 18, 1998

For : DNA CONSTRUCT TO CONFER MULTIPLE TRAITS ON PLANTS

JUN 9 1998

TRANSMITTAL LETTER

Assistant Commissioner For Patents
Washington, D.C. 20231

Box: Missing Parts

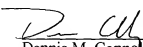
Dear Sir:

In response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(d), which was mailed by the United States Patent and Trademark Office on March 30, 1998, enclosed are:

- ☒ A Signed Combined Declaration and Power of Attorney.
- ☒ Request for Corrected Filing Receipt.
- ☒ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27.
- ☒ A copy of the Notice to File Missing Parts.
- ☒ A self-addressed, prepaid postcard for acknowledging receipt.
- ☒ Fees as calculated below:

FEE FOR (ONE, TWO OR THREE)-MONTH EXTENSION OF TIME	\$
SURCHARGE 37 CFR 1.16(e)	\$65.00
ADDITIONAL FEES	\$
TOTAL FEES SUBMITTED HERewith	\$65.00

- ☒ A check in the amount of \$ 65.00 to cover the above fees.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 14-1138. A duplicate copy of this sheet is enclosed.

Date: 5/28/98
Dennis M. Connolly
Registration No. 40,964

Nixon, Hargrave, Devans & Doyle LLP
Clinton Square, P.O. Box 1051
Rochester, New York 14603
Telephone: (716) 263-1741
Facsimile: (716) 263-1600

R177588.1

Certificate of Mailing - 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below.

May 8, 1998 Ruth R. Smith
Date Ruth R. Smith



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/025,635 02/18/98 FANG

0222/0330

MICHAEL L. GOLMAN
NIXON HARGRAVE DEVANS & DOYLE
CLINTON SQUARE
P O BOX 1051
ROCHESTER NY 14603

NOT ASSIGNED

1649

DATE MAILED:

03/30/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
☒ small entity (statement filed) ☐ non-small entity is \$ 130

☐ 1. The statutory basic filing fee is:

- ☐ missing;
☐ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ _____ including any multiple dependent claim fees, are required.

\$ _____ for independent claims over 3.

\$ _____ for dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☐ 3. The oath or declaration:

- ☐ is missing or unexecuted.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Custom & Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

196031552 dly
RESPONSE DUE:
MAY 10, 1998

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Pang et al.

Serial No : 09/025,635

Filed : February 18, 1998

For : DNA CONSTRUCT TO CONFER
MULTIPLE TRAITS ON PLANTS



Examiner:
Unknown

Art Unit:
1649

REQUEST FOR CORRECTED FILING RECEIPT

Assistant Commissioner for Patents
Washington, D.C. 20231
Box: Missing Parts

Dear Sir:

Applicants hereby request a corrected filing receipt for the above-identified application. On the enclosed copy of the official filing receipt, the first line of the correspondence address reads "MICHAEL L. GOLMAN" but should read "MICHAEL L. GOLDMAN". Also, the continuing data was omitted. The continuing data should read

"CONTINUING DATA AS CLAIMED BY APPLICANT -
PROVISIONAL APPLICATION NO. 60/035,350 02/19/97
PROVISIONAL APPLICATION NO. 60/062,870 10/21/97".

In addition, the entity status was omitted. It should read "SMALL ENTITY", per the small entity declaration being filed with the enclosed Response to Notice to File Missing Parts. The signed combined declaration and power of attorney is also enclosed herewith.

Since Applicants are not responsible for these errors, no fee is enclosed.

Respectfully submitted,

Dated: 5/28, 1998

Dennis M. Connolly
Registration No. 40,964

Nixon, Hargrave, Devans & Doyle LLP
Clinton Square
P. O. Box 1051
Rochester, New York 14603
Telephone: (716) 263-1741
Facsimile: (716) 263-1600

Certificate of Mailing - 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below.

Date: May 28, 1998
Ruth R. Smith

FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE
Pat nt and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/025,635	02/18/98	1649	\$1,187.00	19603/1552(1	7	92	2

MICHAEL L GOLMAN
NIXON HARGRAVE DEVANS & DOYLE
CLINTON SQUARE
P O BOX 1051
ROCHESTER NY 14603

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

SHENG-ZHI PANG, ELLISVILLE, MO; DENNIS GONSALVES,
GENEVA, NY; FUH-JYH JAN, ITHACA, NY.

FOREIGN FILING LICENSE GRANTED 03/25/98

TITLE

DNA CONSTRUCT TO CONFER MULTIPLE TRAITS ON PLANTS

PRELIMINARY CLASS: 800

ENTERED
NHDD

APR 22 1998

FILE

DKT

19603/1552
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